

**Appln No. 10/735,050**  
**Amdt date October 29, 2008**  
**Reply to Office action of July 29, 2008**

### **REMARKS/ARGUMENTS**

Claims 17-23 and 28 are pending in the present application. Applicants acknowledge with thanks the indication that claims 17-23 and 28 include allowable subject matter.

#### **Specification**

The specification was objected to because of minor informalities. The Applicants have made the requested corrections. As such, Applicants respectfully request that the objection to the specification be withdrawn.

#### **Double Patenting Rejection**

Claims 17-23 and 28 were provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-4, 6-13 and 18-26 of copending Application No. 10/734,517. Applicants note that this application issued as U.S. Patent No. 7,044,736 on May 16, 2006, as such the nonstatutory obviousness-type double patenting rejection does not appear to be provisional. However, this issue is moot.


Applicants are filing herewith a terminal disclaimer in compliance with 37 CFR § 1.321(c). Therefore, Applicants request that the rejection of claims 17-23 and 28 under the ground of nonstatutory double patenting over claims 1-4, 6-13 and 18-26 of Application No. 10/734,517 (or over any claims of U.S. Patent No. 7,044,736) be withdrawn. The terminal disclaimer is being filed only for the purpose of advancing prosecution of the application, and as such, should not be taken as an admission of obviousness.

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**Concluding Remarks**

In view of the foregoing amendments and remarks, Applicants earnestly solicit a timely issuance of a Notice of Allowance with claims 17-23 and 28. If there are any remaining issues that can be addressed over the telephone, the Examiner is cordially invited to call Applicants' attorney at the number listed below.

Respectfully submitted,  
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